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January 13, 2003

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**RE: APPLICATION 09/682,249 – FILING DATE 8/09/2001**

Ms. Marina Lamm  
Art Unit 1616 Examiner  
USPTO  
Commissioner of Patents and Trademarks  
Washington, DC 20231

Dear Examiner Lamm,

Enclosed please find a marked up copy and clean copy of the specification as requested by the Legal Instruments Examiner, Peggy Tuck.

Thanks you for your help and assistance in this matter.

With best regards,

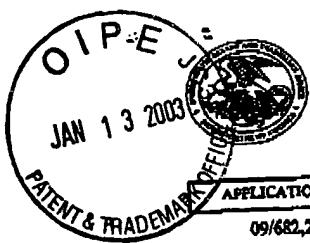
Guerry Grune

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JAN. 8. 2003 9:09AM

ALPOLIC/CMD

NO. 6984 P. 2/6



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/682,249	08/09/2001	Gerry L. Grune		1874

29439 7590 01/03/2003  
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EXAMINER

LAMM, MARINA

ART UNIT	PAPER NUMBER
1616	

DATE MAILED: 01/03/2003

Please find below and/or attached an Office communication concerning this application or proceeding.

JAN. 8, 2003, 9:09AM TATES ALPOLIC/CMD, TRADEMARK OFFICE

NO. 6984 P. 3/6

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, DC 20231  
www.uspto.gov



Paper No.

### Notice of Non-Compliant Amendment (37 CFR 1.121)

The amendment filed on \_\_\_\_\_ is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121, as amended on September 8, 2000 (see 65 Fed. Reg. 54603, Sept. 8, 2000, and 1238 O.G. 77, Sept. 19, 2000). In order for the amendment to be compliant, applicant must supply the following omissions or corrections in response to this notice.

**THE FOLLOWING ITEMS ARE REQUIRED FOR COMPLIANCE WITH RULE 1.121 (APPLICANT NEED NOT RE-SUBMIT THE ENTIRE AMENDMENT):**

- 1. A clean version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(ii).
- 2. A marked-up version of the replacement paragraph(s)/section(s) is required. See 37 CFR 1.121(b)(1)(iii).
- 3. A clean version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(i).
- 4. A marked-up version of the amended claim(s) is required. See 37 CFR 1.121(c)(1)(ii).

Explanation: \_\_\_\_\_

(e.g., Please provide specific details for correction to assist the applicant. For example, "the clean version of claim 6 is missing")

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714 and the USPTO website at <http://www.uspto.gov/web/offices/dcom/oha/pby/sampleaf.pdf>. A condensed version of a sample amendment format is attached.

**PRELIMINARY AMENDMENT:** Unless applicant supplies the omission or correction to the preliminary amendment in compliance with revised 37 CFR 1.121 noted above within ONE MONTH of the mail date of this letter, examination on the merits may commence without entry of the originally proposed preliminary amendment. This notice is not an action under 35 U.S.C. 132, and this ONE MONTH time limit is not extendable.

**AMENDMENT AFTER NON-FINAL ACTION:** Since the above-mentioned reply appears to be bona fide, applicant is given a TIME PERIOD of ONE MONTH or THIRTY DAYS from the mailing of this notice, whichever is longer, within which to supply the omission or correction noted above in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

*Peggy G. Tuck*  
Legal Instruments Examiner (LIE)

(Rev. 12/01)

*703-326-4541*